

BILL ANALYSIS

Senate Research Center

S.B. 1543
By: Nelson
Education
4/2/2001
As Filed

DIGEST AND PURPOSE

Currently, Section 2001.039 of the Government Code requires a four-year internal sunset cycle for all state agency rules. In the past, the public education curriculum (essential elements) rules were exempted from this provision. However, the Texas Essential Knowledge and Skills (TEKS) curricula, which replaced the essential elements, are subject to the four-year cycle unless expressly exempted. The TEKS curricula, developed over a three year period, are designed to serve a “generation” of students over a twelve to thirteen year period. A four-year sunset review would interrupt the development and implementation of curriculum, textbooks and testing which must be aligned with the TEKS. As proposed, S.B. 1543 exempts the TEKS from the Government Code requirement that agency rules undergo internal sunset review every four years.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 28.002, Education Code, by adding Subsection (1) to provide that a rule adopted to establish the foundation or enrichment curriculum under Subsections (c) or (d) of this section is not subject to the provisions of Section 2001.039 (Agency Review of Existing Rules), Government Code, as added by Chapter 1499, Acts of the 76th Legislature, Regular Session, 1999.

SECTION 2. Effective date: upon passage or September 1, 2001.